



DEPARTMENT OF THE NAVY  
OFFICE OF THE CHIEF OF NAVAL OPERATIONS  
WASHINGTON, DC 20350-2000

IN REPLY REFER TO

5520  
Ser N09N2/5U981045  
SEP 26 2005

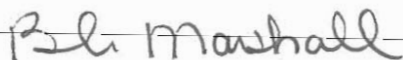
From: Chief of Naval Operations

Subj: USE OF THE "NOT RELEASABLE TO FOREIGN NATIONALS" CAVEAT ON  
DEPARTMENT OF NAVY INFORMATION

Ref: (a) SECNAVINST 5510.34A, Disclosure of Classified Military  
Information to Foreign Governments, International  
Organizations, and Foreign Representatives

Encl: (1) USD(I) ltr of 17 May 05

1. Enclosure (1) is forwarded for information.
2. Within the Department of the Navy (DON), only the Director of Naval Intelligence and the Director of Intelligence, United States Marine Corps, may determine what information warrants application of the NOFORN caveat in the first instance.
3. NOFORN shall not be applied to non-intelligence information except for Naval Nuclear Propulsion Information. There is no other DON authorized use of the NOFORN marking on non-intelligence information.
4. All official DON information, classified or unclassified, requires a foreign disclosure decision by an approved foreign disclosure authority prior to release to a foreign government. Reference (a) refers.
5. Challenges to the application of NOFORN to DON information shall be submitted to the original classification authority for the information. If unresolved within 30 days, the challenge shall be referred to the Chief of Naval Operations (CNO (N09N2)).
6. This guidance will be incorporated in the next revision of SECNAVINST 5510.36. CNO (N09N2) point of contact is Bridget A. Ouellette at (202) 433-8847 or bouellett@ncis.navy.mil.



B. A. MARSHALL  
Assistant for Information  
and Personnel Security

Distribution:  
CNO (N09B11)  
COMLANTFLT  
COMPACFLT  
COMUSNAVEUR

Subj: USE OF THE "NOT RELEASABLE TO FOREIGN NATIONALS" CAVEAT ON  
DEPARTMENT OF NAVY INFORMATION

COMUSNAVCENT BAHRAIN  
COMFLTFORCOM  
COMNAVAIRSYSCOM  
COMNAVSEASYSYSCOM  
COMNAVFACECOM  
COMSPAWARSYSCOM  
COMNAVSECGRU  
COMSC  
COMNAVRESFOR  
BUPERS  
COMNAVDIST  
DIRSSP  
CNI  
ONI  
COMNAVLEGSVCCOM  
USNA  
NAVPGSCOL  
NAVWARCOL  
BUMED  
PRESINSURV  
NAVOBSY  
COMNAVSPECWARCOM  
NAVSTKAIRWARCEN  
COMOPTVFOR  
NAVHISTCEN  
FLDSUPPACT  
NCTSI  
COMNAVSAFECEN  
COMNAVMETOCCOM  
COMNAVNETWARCOM  
NETC  
CNR  
AUDGEN  
NAVY JAG  
NAVCRIMINVSERV  
NAVY IPO  
CMC



INTELLIGENCE

UNDER SECRETARY OF DEFENSE  
5000 DEFENSE PENTAGON  
WASHINGTON, DC 20301-5000

MAY 17 2005

MEMORANDUM FOR SECRETARIES OF THE MILITARY  
DEPARTMENTS  
CHAIRMAN OF THE JOINT CHIEFS OF STAFF  
UNDER SECRETARIES OF DEFENSE  
ASSISTANT SECRETARIES OF DEFENSE  
GENERAL COUNSEL OF THE DEPARTMENT OF  
DEFENSE  
DIRECTOR, OPERATIONAL TEST AND  
EVALUATION  
INSPECTOR GENERAL OF THE DEPARTMENT OF  
DEFENSE  
ASSISTANTS TO THE SECRETARY OF DEFENSE  
DIRECTOR, ADMINISTRATION AND  
MANAGEMENT  
DIRECTOR, PROGRAM ANALYSIS AND  
EVALUATION  
DIRECTOR, NET ASSESSMENT  
DIRECTORS OF THE DEFENSE AGENCIES  
DIRECTORS OF THE DOD FIELD ACTIVITIES

SUBJECT: Use of the "Not Releasable to Foreign Nationals" (NOFORN)  
Caveat on Department of Defense (DoD) Information

Incorrect use of the "NOFORN" caveat on DoD information has impeded the sharing of classified national defense information with allies and coalition partners. This memorandum proscribes the use of the "NOFORN" caveat on DoD information except as described below. Addressees must ensure that personnel are trained and understand the correct use of the "NOFORN" caveat.

The NOFORN caveat will only be applied to intelligence information in accordance with DCID 6/6, Security Controls on the Dissemination of Intelligence Information, and 6/7, Intelligence Disclosure Policy. For intelligence under the purview of the DoD, originators shall use the "Releasable To" (Rel To) marking, and any subsequently approved releasability marking, to the maximum extent possible.



Only Senior Officials of the Intelligence Community (SOICs), original classification authorities (OCA) in SOIC organizations, the USD(I) or OCAs in USDI may determine what information warrants application of the "NOFORN" caveat in the first instance. DoD SOICs are the Deputy Chief of Staff, G2, Department of the Army; the Director of Naval Intelligence, Department of the Navy; Director of Intelligence, United States Marine Corps; Director of Intelligence, Surveillance and Reconnaissance, Department of the Air Force; the Director, National Security Agency; Director, Defense Intelligence Agency; the Director, National Reconnaissance Office; and the Director, National Geospatial-Intelligence Agency. Derivative classifiers may only use the caveat when authorized by security classification guides or other properly marked source documents.

"NOFORN" shall not be applied to non-intelligence information except for Naval Nuclear Propulsion Information and the National Disclosure Policy document (NDP-1). There is no other DoD-authorized use of the "NOFORN" marking on non-intelligence information.

Within DoD, all classified information requires a positive foreign disclosure decision by the originator before it can be released to a foreign government. Addressees concerned about the potential for unauthorized disclosures of classified non-intelligence information are encouraged to review the implementation of the National Disclosure Policy within their organizations as described in DoD Directive 5230.11, "Disclosure of Classified Military Information to Foreign Governments and International Organizations."

Challenges to the application of "NOFORN" to DoD information shall be submitted to the original classification authority for the information. If unresolved within 30 days, the matter shall be referred to the Deputy Under Secretary of Defense (Counterintelligence and Security).



Stephen A. Cambone